

ENROLLED ORDINANCE 158-70

AMEND THE WAUKESHA COUNTY SHORELAND AND FLOODLAND PROTECTION
ORDINANCE DISTRICT ZONING MAP IN THE VILLAGE OF MUKWONAGO BY
CONDITIONALLY REZONING CERTAIN LANDS LOCATED IN THE SE ¼ AND SW ¼
OF SECTION 19 AND THE NW ¼ OF SECTION 30, T5N, R19E, VILLAGE OF
MUKWONAGO, FROM THE RRD-5 RURAL RESIDENTIAL DENSITY DISTRICT 5 AND
THE A-E EXCLUSIVE AGRICULTURAL CONSERVANCY DISTRICTS TO THE R-3
RESIDENTIAL AND C-1 CONSERVANCY DISTRICTS
(SVZ-1489)

WHEREAS the subject matter of this Ordinance having been duly referred to and considered by the Waukesha County Park and Planning Commission after Public Hearing and the giving of requisite notice of said hearing and a recommendation thereon reported to the Land Use, Parks and Environment Committee and the Waukesha County Board of Supervisors, Waukesha County, Wisconsin, as required by Section 59.692 of the Wisconsin State Statutes.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES ORDAIN that the Waukesha County Shoreland and Floodland Protection Ordinance adopted on June 23, 1970, for the Town of Mukwonago, Waukesha County, is hereby amended to conditionally rezone from the RRD-5 Rural Residential Density District 5 and the A-E Exclusive Agricultural Conservancy Districts to the R-3 Residential and C-1 Conservancy Districts, certain lands located in the NW ¼ of Section 30, T5N, R19E, Village of Mukwonago, and more specifically described in the "Staff Report and Recommendation" and map on file in the office of the Waukesha County Department of Parks and Land Use and made a part of this Ordinance by reference (SVZ-1489) and subject to the following conditions:

1. All buildings which lie along the open space area being dedicated and along the south and west side of proposed Road "C" on the revised Plat dated July 25, 2003, shall have a minimum floodplain setback of 35' and a minimum first floor elevation of 3' above the 100-year floodplain.
2. Any permits from Chapter 30 of the Wisconsin Statutes, pursuant DNR regulations shall be obtained prior to construction activities commencing on the site.
3. The right to construct or maintain a recreational trail on the dedicated lands along the river shall be granted to the Homeowners Association, the Village of Mukwonago or the County, consistent with the Waukesha County Greenway Trail Corridor standards. A mowed trail, outside of the wetlands, may be maintained by the Association.
4. The sewer service amendment mentioned above shall be adopted by the Village of Mukwonago and Waukesha County.

BE IT FURTHER ORDAINED that the Waukesha County Clerk shall file a certified copy of this Ordinance with the Village of Mukwonago.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon passage, approval and publication.

BE IT FURTHER ORDAINED that all Ordinances inconsistent with or in contravention of provisions of this Ordinance are hereby repealed.